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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 UNITED SPECIALTY INSURANCE
12 COMPANY,

13 Plaintiff,

14 v.

15 FBT, INC., et al.,

16 Defendants.

) Case No.: 1:21-cv-0113- NONE JLT
)

) ORDER DIRECTING THE CLERK OF COURT
) TO CLOSE THIS ACTION AS TO
) DEFENDANT FBT, INC., AND TO UPDATE
) THE DOCKET
)

) (Doc. 30)
)
)

17 On May 18, 2021, Plaintiff filed a Notice of Voluntary Dismissal, indicating the company
18 dismissed the claims against defendant FBT, Inc. pursuant to Rule 41. (Doc. 30) Pursuant to Rule
19 41(a)(1)(A), “the plaintiff may dismiss an action without a court order by filing . . . a notice of
20 dismissal before the opposing party serves either an answer or a motion for summary judgment.”
21 Because defendants had not appeared or filed an answer, the action was automatically terminated. *Id.*
22 Thus, the Clerk of Court is **DIRECTED** to close this action only as to Defendant FBT, Inc. and update
23 the docket.
24

25 IT IS SO ORDERED.

26 Dated: May 19, 2021

/s/ Jennifer L. Thurston
27 CHIEF UNITED STATES MAGISTRATE JUDGE
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